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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) No. CR 10-0700 RS
15 Plaintiff,)
16 v.)
17 EDWIN CHAPA OLIVA,)
18 a/k/a Adeli Ponce Flores,)
19 Defendant.)
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22 On October 4, 2010, the parties in this case appeared before the Court. At that time, the
23 Court continued the matter to October 19, 2010. The parties have agreed to exclude the period of
24 time between October 4, 2010 and October 19, 2010, from any time limits applicable under 18
U.S.C. § 3161. The parties represented that granting the exclusion would allow the reasonable
time necessary for effective preparation of counsel. See 18 U.S.C. § 3161(h)(7)(B)(iv). The
parties also agree that the ends of justice served by granting such an exclusion of time outweigh
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STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME UNDER 18 U.S.C. § 3161

1 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

2 At the hearing, the Court made findings consistent with this agreement.

3 SO STIPULATED:

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5 MELINDA HAAG
United States Attorney

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7 DATED: October 4, 2010

/s/
8 LOWELL C. POWELL
Special Assistant United States Attorney

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10 DATED: October 4, 2010

/s/
11 DANIEL BLANK
Attorney for EDWIN CHAPA OLIVA

~~PROPOSED~~ ORDER

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For the reasons stated above and at the October 4, 2010 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from October 4, 2010 through October 19, 2010 is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 10/6/10

THE HONORABLE RICHARD SEEBORG
United States District Judge